

AUG 15 2007

PATENT APPLN. NO. 10/825,422
RESPONSE UNDER 37 C.F.R. §1.111

PATENT
NON-FINAL

REMARKS

Claims 1-3 and 6 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement.

The Office's position in this rejection is understood to be that claim 1 is not described in the specification of the present application in the manner prescribed by the description requirement of 35 U.S.C. § 112 because whereas claim 1 recites a distal end of the second coil wire extending in a proximal direction from a proximal end of the first coil wire, the specification describes "a second wire coil having a distal end positioned distally of the proximal end of the first wire coil (See Figures 1 - 6)." (Action, page 2, lines 4-6 from the bottom of the page).

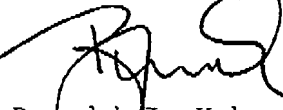
The Office notes that the although the specification describes an embodiment (Figs. 7 and 8) "where a second coil wire has a distal end positioned proximal to the proximal end of the first wire coil" (Action, page 2, line 5 from the bottom of the page), the specification fails to describe the insertion of the tapered portion into the receiving end portion being 2% to 40% (as required in claim 1) in this embodiment because in this embodiment the first and second coils are integrally formed.

Claim 1 has been amended to overcome the rejection by amending claim 1 to recite "a second coil wire in tandem with the first coil wire and having a distal end positioned distally of a proximal end of the first coil wire". This recitation corresponds to the description in the specification (referring to Figs. 1 - 6) noted by the Office.

The above-noted amendment to claim 1 was discussed briefly with Examiner Foreman in a telephone interview on August 15, 2007. Examiner Foreman indicated during the telephone interview that it appeared that the amendment to claim 1 would overcome the 35 U.S.C. § 112, first paragraph, rejection. If, however, the amendment to claim 1 does not overcome the 35 U.S.C. § 112 rejection, Examiner Foreman is respectfully requested to contact applicants' undersigned representative to discuss possible amendments to claim 1 to overcome the rejection.

In the event that this paper is not considered to be timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension and and/or any additional required fees may be charged to Deposit Account No. 111833.

Respectfully submitted,
KUBOVCIK & KUBOVCIK



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